

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

80121-04496

First named inventor: Albert K. Chin

Application No.: 09/413,012

Group Art Unit: 3734

Filed: 10/5/1999

Examiner: Victor X. Nguyen

Title: Tissue Dissector Apparatus

Mail Stop Petition
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☐ Small entity - fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
- ☒ Other than small entity - fee \$1,500.00 (37 CFR 1.17(m))

2. Reply and/or fee

- A. The reply and/or fee to the above-noted Office action in the form of (identify type of reply):
Amendment Under 37 CFR § 1.116

- ☐ has been filed previously on _____.
- ☒ is enclosed herewith.

- B. The issue fee of \$ _____

- ☐ has been filed previously on _____.
- ☐ is enclosed herewith.

3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995 no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$_____ for a small entity or \$_____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

4/17/07

Date

/Albert C. Smith/

Signature

Telephone

Number: (650) 335-7296

Albert C. Smith

Typed or printed name

Fenwick & West LLP

801 California Street

Mountain View, California 94041

Address

Enclosures:

☒ Fee Payment

☒ Reply (Amendment Under 37 CFR § 1.116)

☐ Terminal Disclaimer Form

☐ Small Entity Status Form